



Docket No. 1776-4054

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Koji NAKATA et al.

Group Art Unit: 1773

Serial No.: 09/485,002

Examiner: V. Chen

Filed: January 31, 2000

For: **BIODEGRADABLE POLYESTER RESIN COMPOSITION,
BIODISINTEGRABLE RESIN COMPOSITION, AND MOLDING OBJECTS
OF THESE**

EXPRESS MAIL CERTIFICATE

Express Mail Label No.: **EF 098 981 764US**

Date of Deposit: **January 11, 2002**

I hereby certify that the following attached paper(s) and/or fee

1. Continued Prosecution Application Request Transmittal Under 37 CFR 1.53(d);
2. Preliminary Amendment;
3. Copy of Assignment and Notice of Recordation;
4. Check of 1,868.00 for filing fee; and
5. Return Postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Susan Shen

(Typed or printed name of person mailing papers(s) and/or fee)

[Signature]
(Signature of person mailing paper(s) and/or fee)

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154-0053
(212) 758-4800 Telephone
(212) 751-6849 Facsimile

RECEIVED
JAN 16 2002
TC 1700

CPA/1700
\$



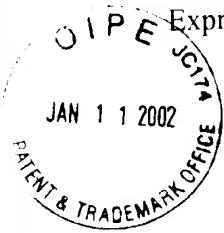
27123

PATENT TRADEMARK OFFICE

Docket No. 1776-4054

Express Mail No. EF 098 981 764US

↑AFFIX CUSTOMER NO. LABEL ABOVE ↑



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL PURSUANT TO 37 C.F.R. § 1.53(d)

Commissioner for Patents
Washington, DC 20231

Prior Application
Examiner:

V. Chen

Group Art Unit: 1773

1773

#8
LW
11702

Inventor(s) Names and Addresses:

- (1) Koji NAKATA
940, Shinzaike, Aboshi-ku, Himeji-shi, Hyogo-ken
671-1234, JAPAN
- (2) Masahiro ISHIKAWA
323, Shinmatsudominami 1-cho, Matsudo-shi, Chiba-ken
270-0035, JAPAN

RECEIVED
JAN 16 2002
TC 1700

☐ Additional inventors listed on a separate sheet.

1. This is a request for a ☐ Continuation ☒ Divisional Under 37 C.F.R. §1.53(d) of prior application serial no. 09/485,002, filed on January 31, 2000 and entitled :
BIODEGRADABLE POLYESTER RESIN COMPOSITION,
BIODISINTEGRABLE RESIN COMPOSITION, AND MOLDED OBJECTS
OF THESE
2. The following are enclosed herewith:
- ☒ Preliminary Amendment
☐ Information Disclosure Statement including PTO 1449.
☐ Copies of References Cited in Information Disclosure Statement

REF ID: A660147 03-85002

740.00	3F
540.00	GF
740.00	GF

☐ **REQUEST AND CERTIFICATION UNDER 35 U.S.C.
§122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

3. ☐ Please enter the Amendment/Request For Reconsideration After Final Rejection filed _____ in the above-identified parent application.
4. ☐ A Petition for Extension of Time and Fee therefor has been or is being filed in the parent application Serial No. _____ to extend the time for action in the parent application until _____.
5. ☒ Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending and has been granted a filing date, so as to make this application co-pending with said parent application. Please use all the contents of the parent application file wrapper, including the drawings, as the basic papers for the new application.
6. ☒ The fees to be charged are to be based on the number of claims:
- ☐ remaining after entering the enclosed Amendment.
 - ☒ entered in the parent application as of the date of its abandonment.
 - ☐ remaining after entering the Amendment After Final Rejection filed in the above-identified parent application.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$740.00
Total Claims	50- 20 =	30x	\$18.00	\$ 540.00
Independent Claims	10- 3 =	7x	\$84.00	\$ 588.00
<input type="checkbox"/> Multiple Dependent Claims			If marked, add fee of \$280.00 (\$140.00)	
			TOTAL:	
			\$ 1868.00	

7. ☐ Small entity status is/has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$
8. ☒ A check in the amount of \$1868.00 in payment of the CPA application filing fees is attached.
9. ☐ Charge fee to Deposit Account No. 13-4503, Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

10. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4503, Order No. 1776-4054. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

11. ☒ Priority of the following applications is claimed under 35 U.S.C. §119:

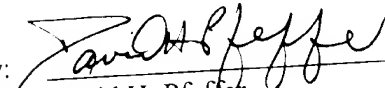
Country/PCT	Application Number	Filing Date	Priority claimed
Japan	165932/1998	30-May-98	Yes
Japan	176646/1998	09-Jun-98	Yes
Japan	176647/1998	09-Jun-98	Yes
Japan	176648/1998	09-Jun-98	Yes
Japan	199718/1998	30-Jun-98	Yes
Japan	251676/1998	04-Sept-98	Yes
Japan	278909/1998	30-Sept-98	Yes
Japan	314490/1998	05-Nov-98	Yes
Japan	1845/1999	07-Jan-99	Yes
Japan	26779/1999	03-Feb-99	Yes
Japan	42739/1999	22-Feb-99	Yes
Japan	59507/1999	05-Mar-99	Yes

12. ☒ The parent application is assigned of record to Daicel Chemical Industries, Ltd., Recorded on 1/31/00, at Reel 010635, Frame 0904.
13. ☒ An assignment of the invention to Daicel Chemical Industries, Ltd. is attached along with the Assignment Recordation Form cover sheet.
14. ☐ A check in the amount of \$40.00 for recording the Assignment is attached.
15. ☒ The Power of Attorney was filed in the parent application.
16. ☐ A new Power of Attorney has been executed and is attached.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: January 10, 2002

By:


David H. Pfeffer

Registration No. 19,825

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154-0053
(212) 758-4800 Telephone
(212) 751-6849 Facsimile

Additional Inventors:

- (3) Kunio SHIMIZU
500, Kamiyobe, Yobe-ku, Himeji-shi, Hyogo-ken
671-1262, JAPAN
- (4) Terumasa DAITO
4-1, Hamaderaminami-chi, 3-cho, Sakai-shi, Osaka-fu
592-8344, JAPAN
- (5) Kenji NISHIMURA
400-1-203, Kumami, Katsuhara-ku, Himeji-shi, Hyogo-ken
671-1211, JAPAN
- (6) Tadashi MURAKAMI
323, Shinmatsudominami 1-cho, Matsudo-shi, Chiba-ken
270-0035, JAPAN